

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 519 of 2006 (M/B)

1. Kalyan Singh
S/o Sri Khushi Ram
R/o Village Tebri Ner Barrier No. 1
Post Office Ranipur, District Haridwar.
2. Awadhesh
S/o Sri Harpal Singh
R/o House No. 210, Village Tebri
Post Office Ranipur, District Haridwar
3. Dinesh Kumar
S/o Sri Amar Nath
R/o Village Tebri Post Office Ranipur
District Haridwar.
4. Israr Ahmad
S/o Fakruddin
R/o Village Tebri Post Office Ranipur
District Haridwar. Petitioners

Versus

1. State of Uttaranchal through
Secretary, Urban Development
Uttaranchal Shashan, Dehradun.
2. Director, Local Bodies, Uttaranchal Shashan
District Dehradun.
3. District Magistrate, District Haridwar.
4. Nagar Panchayat, Ranipur
through its Executive Officer,
District Haridwar Respondents

Sri Sharad Sharma, Advocate for the petitioners.
Sri N.C. Gupta, Standing Counsel for the respondents.

**Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.**

RAJEEV GUPTA, C. J. (Oral)

Mr. Sharad Sharma, Advocate for the petitioner.

Mr. N.C. Gupta, Standing Counsel for respondents.

They are heard.

2. The petitioners have filed this writ petition for the following reliefs:

“i) to issue writ, order or direction in the nature of mandamus commanding the respondents to provide to the petitioner and

such other shopkeepers all the facilities as contemplated under section 33 read with Schedule 2 of Zila Panchayat Adhiniyam And prayed in the representation.

ii) to issue writ, order or direction in the nature of mandamus commanding the respondents to take an appropriate decision on the petitioners' representation dated 01.11.2005.

iii) to issue a writ, order or direction, which this Hon'ble Court may deem fit and proper under the circumstances of the case.

iv) Award the cost of the petition."

3. The petitioners are seeking a direction to the respondent to provide basic facilities to the petitioners and other shopkeepers. The representation submitted by the petitioners to respondent Nos. 2 and 3 for the redressal of their grievances is pending since 01.11.2005.

4. On due consideration, we are of the opinion, that the petitioners' representation deserves sympathetic consideration by respondent Nos. 2.

5. We, therefore, direct respondent No. 2, Director, Local Bodies, Uttaranchal Shashan, Dehradun to consider and decide the petitioners' representation by a speaking order in accordance with the relevant provisions of law, within a period of two months from the date of production of a certified copy of this order.

6. With the above direction, the Writ Petition stands disposed of.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C. J.)**
03.05.2006 03.05.2006

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